

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

IN RE: NATIONAL PRESCRIPTION  
OPIATE LITIGATION

This document relates to:

*The County of Cuyahoga v. Purdue  
Pharma L.P., et al.,*  
Case No. 17-op-45004

and

*The County of Summit, Ohio, et al. v.  
Purdue Pharma L.P., et al.,*  
Case No. 18-op-45090.

MDL No. 2804

Case No. 1:17-md-2804

Hon. Dan Aaron Polster

**NOTICE OF SERVICE OF NON-RICO SMALL DISTRIBUTORS' REPLY  
MEMORANDUM IN SUPPORT OF THEIR MOTION FOR PARTIAL  
SUMMARY JUDGMENT ON PLAINTIFFS' "FAILURE TO REPORT" AND  
"FRAUD ON THE DEA" CLAIMS**

Pursuant to the *Directions Regarding Filing of Briefs Under Seal*, ECF No. 1719, Non-RICO Defendants Anda, Inc., H. D. Smith, LLC, H. D. Smith Holdings, LLC, H. D. Smith Holding Company, Henry Schein, Inc., Henry Schein Medical Systems, Inc., and Prescription Supply Inc. (collectively, the "Small Distributors") hereby provide notice that on August 16, 2019, they served unredacted copies of their Reply Memorandum in Support of Their Motion for Partial Summary Judgment on Plaintiffs' "Failure to Report" and "Fraud on the DEA" Claims on all Parties, the Court, and the Special Masters.

Plaintiffs did not move to sever Henry Schein, Inc. and Henry Schein Medical Systems, Inc., parties to the above referenced motion, and they were not severed per the Court's Order on Plaintiffs' Motion to Sever Defendants, ECF # 2399. Thus, the Non-RICO Small Distributors'

Motion for Partial Summary Judgment should be decided before the first bellwether trial scheduled in October 2019.

The Summary Sheet for the Small Distributors' Reply Memorandum in Support of Their Motion for Partial Summary Judgment on Plaintiffs' "Failure to Report" and "Fraud on the DEA" Claims is attached hereto as **Exhibit A**.

Dated: August 16, 2019

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I, William E. Padgett, certify that the foregoing document was served via the Court's ECF system to all counsel of record on August 16, 2019.

/s/ William E. Padgett  
William E. Padgett